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Permit No.: WA-002088-5

Issuance Date: April 15, 2004

Effective Date: June 1, 2004

Expiration Date: May 31, 2009

NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM  
WASTE DISCHARGE PERMIT NO. WA-002088-5

STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY  
CENTRAL REGIONAL OFFICE

In compliance with the provisions of  
The State of Washington Water Pollution Control Law  
Chapter 90.48 Revised Code of Washington  
and  
The Federal Water Pollution Control Act  
(The Clean Water Act)  
Title 33 United States Code, Section 1251 et seq.

**TOWN OF WINTHROP**  
**PO BOX 459**  
**WINTHROP, WA 98862**

<u>Plant Location:</u>	<u>Receiving Water:</u>
South of Riverside Ave. and Perry St.	Methow River
<u>Water Body I.D. No.:</u>	<u>Discharge Location:</u>
WA-48-1040	Latitude: 48° 28' 02" N Longitude: 120° 10' 15" W
<u>Plant Type:</u>	
Aerated Lagoon	

is authorized to discharge in accordance with the special and general conditions that follow.

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G. Thomas Tebb, L.E.G.  
Section Manager  
Water Quality Program  
Central Region Office  
Washington State Department of Ecology

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### SUMMARY OF PERMIT REPORT SUBMITTALS

Permit Section	Submittal	Frequency	First Submittal Due Date
S3.A.	Discharge Monitoring Report	Monthly, no later than the 15th day of the month following the completed reporting period	July 15, 2004
S3.E.	Noncompliance Notification	As necessary	As necessary
S4.B.	Plan for Maintaining Adequate Capacity	As necessary	As necessary
S4.C.	Notification of new or altered sources	As necessary	As necessary
S4.D.3.	Infiltration and Inflow Evaluation	2/permit cycle	July 15, 2005 <sup>a</sup>
S4.E.	Wasteload Assessment	1/permit cycle	July 15, 2005
S4.E.	Update to Wasteload Assessment	1/permit cycle	May 31, 2008 <sup>b</sup>
S5.C.	Notice of Short-term Reduction in Treatment Level	As necessary	As necessary
S5.G.	Updated Operation and Maintenance Manual Update or Review Confirmation Letter	1/permit cycle	May 31, 2008 <sup>b</sup>
S5.F.	Report on Construction- or Maintenance-related Bypass	As necessary	As necessary
S7.C.	Notice of New Significant Industrial Users	As necessary	As necessary
S7.D.	Notice of Industrial User Violations Pretreatment	As necessary	As necessary
G1.	Notice of Change in Authorization	As necessary	As necessary
G7.	Application for permit renewal	1/permit cycle	May 31, 2008 <sup>c</sup>

<sup>a</sup> July 15, 2005 and with application for permit renewal

<sup>b</sup> With application for permit renewal

<sup>c</sup> At least one (1) year prior to permit expiration

## SPECIAL CONDITIONS

### S1. EFFLUENT LIMITATIONS

#### A. Effluent Limitations

Beginning on **June 1, 2004** and lasting through **May 31, 2009**, the Permittee is authorized to discharge municipal wastewater to the Methow River at the permitted location subject to the following limitations:

EFFLUENT LIMITATIONS <sup>a</sup> : OUTFALL # 001		
Parameter	Average Monthly	Average Weekly
Biochemical Oxygen Demand <sup>b</sup> (5 day)	30 mg/L, 70 lbs/day and 79% minimum removal	45 mg/L, 105 lbs/day
Total Suspended Solids	56 mg/L, 140 lbs/day	84 mg/L, 210 lbs/day
Fecal Coliform Bacteria	200 colonies/100 mL	400 colonies/100 mL
pH	shall not be outside the range 6.0 to 9.0	
ADDITIONAL EFFLUENT LIMITATIONS <sup>a</sup> : OUTFALL # 001		
Parameter	Average Monthly	Daily Maximum
Total Residual Chlorine	0.12 mg/L, 0.3 lbs/day	0.31 mg/L, 2.28 lbs/day
<sup>a</sup> The average monthly and weekly effluent limitations are based on the arithmetic mean of the samples taken with the exception of fecal coliform, which is based on the geometric mean.		

#### B. Mixing Zone Authorization

The Department has authorized a mixing zone for the Permittee's outfall (#001) with the following characteristics:

The length of the chronic mixing zone shall extend downstream no more than 302 feet and upstream no more than 100 feet. The width of the chronic mixing zone shall be no more than 40.5 feet. The chronic and acute dilution factors were determined to be 231 and 16.3, respectively.

## S2. MONITORING REQUIREMENTS

### A. Monitoring Schedule

The Permittee shall monitor the wastewater according to the following schedule:

Tests	Units	Sample Point	Sampling Frequency	Sample Type
Alkalinity	mg/L as CaCO <sub>3</sub>	Final Effluent <sup>1</sup>	4/year <sup>2</sup>	24-hr. composite <sup>3</sup>
Ammonia, Total	mg/L as N	Final Effluent	4/year	24-hr. composite
BOD <sub>5</sub>	mg/L	Influent <sup>4</sup> Final Effluent <sup>5</sup>	2/month <sup>6</sup> 2/month	24-hr. composite 24-hr. composite
BOD <sub>5</sub>	lb./day	Influent Final Effluent	2/month 2/month	Calculation <sup>7</sup> Calculation
BOD <sub>5</sub>	% Removal	Final Effluent	Monthly <sup>8</sup>	Calculation
Dissolved Oxygen	mg/L	Influent Final Effluent	1/week <sup>9</sup> 1/week	Grab <sup>10</sup> Grab
Fecal Coliform Bacteria	# colonies/100 ml	Final Effluent <sup>11</sup>	2/week	Grab
Flow	mgd	Final Effluent	Daily <sup>12</sup>	Measurement
Hardness	mg/L as CaCO <sub>3</sub>	Final Effluent	4/year	24-hr. composite
pH	Standard Units	Influent Final Effluent	1/week <sup>13</sup> 1/week	Grab Grab
Temperature	°C	Influent Final Effluent	1/week 1/week	Grab Grab
TSS	mg/L	Influent Final Effluent	2/month 2/month	24-hr. composite 24-hr. composite
TSS	lb./day	Influent Final Effluent	2/month 2/month	Calculation Calculation
TSS	% removal	Final Effluent	Monthly	Calculation
Total Residual Chlorine <sup>14</sup>	mg/L	Final Effluent	5/week	Grab
Total Residual Chlorine <sup>14</sup>	lb./day	Final Effluent	5/week	Calculation

<sup>1</sup> "Final Effluent" means wastewater which is exiting, or has exited, the last POTW treatment operation.

<sup>2</sup> "4/year" means collected four (4) times during each calendar year on a rotational basis throughout the months of the year, so that at least one sample is representative of each calendar month.

<sup>3</sup> "24-hr. composite" means a series of, at least, four individual samples collected over a 24-hour period at selected intervals based on an increment of either flow or time, and combined into a single container to be subsequently analyzed as one sample.

<sup>4</sup> "Influent" means the raw sewage from the collection system which enters the first treatment process of the POTW.

<sup>5</sup> Samples for BOD<sub>5</sub> analysis may be taken before or after the disinfection process. If taken after disinfection, the sample must be dechlorinated and reseeded.

- <sup>6</sup> “2/month” means collected twice each calendar month, and may exclude weekends and holidays, and on a rotational basis throughout the weeks of the month.
- <sup>7</sup> “Calculation” means calculated using the respective sample’s concentration.
- <sup>8</sup> “Monthly” means calculated at the end of each month using the respective monthly average influent and effluent concentrations.
- <sup>9</sup> “1/week” means collected once each calendar week, and may exclude weekends and holidays, and on a rotational basis throughout the days of the week.
- <sup>10</sup> “Grab” means an individual sample collected in less than fifteen (15) minutes.
- <sup>11</sup> Fecal coliform effluent sample shall be taken after the chlorine contact chamber.
- <sup>12</sup> “Daily” means collected every calendar day.
- <sup>13</sup> “5/week” means collected five times during each calendar week, and may exclude weekends and holidays.
- <sup>14</sup> “Total Residual Chlorine” shall only be monitored if it utilized as the Permittee's disinfection method.

## **B. Sampling and Analytical Procedures**

Samples and measurements taken to meet the requirements of this permit shall be representative of the volume and nature of the monitored parameters, including representative sampling of any unusual discharge or discharge condition, including bypasses, upsets and maintenance-related conditions affecting effluent quality.

Sampling and analytical methods used to meet the water and wastewater monitoring requirements specified in this permit shall conform to the latest revision of the *Guidelines Establishing Test Procedures for the Analysis of Pollutants* contained in 40 CFR Part 136 or to the latest revision of *Standard Methods for the Examination of Water and Wastewater* (APHA), unless otherwise specified in this permit or approved in writing by the Department of Ecology (Department).

## **C. Flow Measurement**

Appropriate flow measurement devices and methods consistent with accepted scientific practices shall be selected and used to ensure the accuracy and reliability of measurements of the quantity of monitored flows. The devices shall be installed, calibrated, and maintained to ensure that the accuracy of the measurements are consistent with the accepted industry standard for that type of device. Frequency of calibration shall be in conformance with manufacturer's recommendations and at a minimum frequency of at least one calibration per year. Calibration records shall be maintained for at least three years.

## **D. Laboratory Accreditation**

All monitoring data required by the Department shall be prepared by a laboratory registered or accredited under the provisions of, *Accreditation of Environmental Laboratories*, Chapter 173-50 WAC. Flow, temperature, settleable solids, conductivity, pH, and internal process control parameters are exempt from this requirement. pH shall be accredited if the laboratory must otherwise be registered or accredited.

**E. Request for Reduction of Monitoring**

The Permittee may request a reduction of the sampling frequency after twelve (12) months of monitoring. The request shall: (1) be in written form, (2) clearly state the parameters for which the reduction in monitoring is being requested, and (3) clearly state the justification for the reduction. Any request for reduction in monitoring shall be granted at the Department of Ecology's (Department) discretion and accomplished through an Administrative Order or permit modification.

**S3. REPORTING AND RECORDKEEPING REQUIREMENTS**

The Permittee shall monitor and report in accordance with the following conditions. The falsification of information submitted to the Department shall constitute a violation of the terms and conditions of this permit.

**A. Reporting**

The first monitoring period begins on **June 1, 2004**. Monitoring results shall be submitted monthly. Monitoring data obtained during the previous month shall be summarized and reported on a form provided, or otherwise approved, by the Department, and be received no later than the 15th day of the month following the completed reporting period, unless otherwise specified in this permit. The report shall be sent to:

Permit Data Systems Manager  
Department of Ecology  
Central Regional Office  
15 West Yakima Avenue, Suite 200  
Yakima, Washington 98902

Discharge Monitoring Report forms shall be submitted monthly whether or not the facility was discharging. If there was no discharge or the facility was not



operating during a given monitoring period, submit the form as required with the words "no discharge" entered in place of the monitoring results.

**B. Records Retention**

The Permittee shall retain records of all monitoring information for a minimum of three years. Such information shall include all calibration and maintenance records and all original recordings for continuous monitoring instrumentation, copies of all reports required by this permit, and records of all data used to complete the application for this permit. This period of retention shall be extended during the course of any unresolved litigation regarding the discharge of pollutants by the Permittee or when requested by the Director.

**C. Recording of Results**

For each measurement or sample taken, the Permittee shall record the following information: (1) the date, exact place, method, and time of sampling; (2) the individual who performed the sampling or measurement; (3) the dates the analyses were performed; (4) who performed the analyses; (5) the analytical techniques or methods used; and (6) the results of all analyses.

**D. Additional Monitoring by the Permittee**

If the Permittee monitors any pollutant more frequently than required by this permit using test procedures specified by Condition S2. of this permit, then the results of this monitoring shall be included in the calculation and reporting of the data submitted in the Permittee's self-monitoring reports.

**E. Noncompliance Notification**

In the event the Permittee is unable to comply with any of the permit terms and conditions due to any cause, the Permittee shall:

1. Immediately take action to stop, contain, and cleanup unauthorized discharges or otherwise stop the violation, and correct the problem;
2. Repeat sampling and analysis of any violation and submit the results to the Department within thirty (30) days after becoming aware of the violation;
3. Immediately notify the Department of the failure to comply; and

4. Submit a detailed written report to the Department within thirty (30) days (5 days for upsets and bypasses), unless requested earlier by the Department. The report should describe the nature of the violation, corrective action taken and/or planned, steps to be taken to prevent a recurrence, results of the resampling, and any other pertinent information.

Compliance with these requirements does not relieve the Permittee from responsibility to maintain continuous compliance with the terms and conditions of this permit or the resulting liability for failure to comply.

#### **S4. PREVENTION OF FACILITY OVERLOADING**

##### **A. Design Criteria**

Flows or waste loadings of the following design criteria for the permitted treatment facility shall not be exceeded.

Average flow for the maximum month	0.28 MGD
Influent BOD <sub>5</sub> loading for maximum month	513 lbs/day
Influent TSS loading for maximum month	513 lbs/day
Population equivalent	2400

##### **B. Plans for Maintaining Adequate Capacity**

When the actual flow or wasteload reaches 85 percent of any one of the design criteria in S4.A. for three (3) consecutive months, or when the projected increases would reach design capacity within five (5) years, whichever occurs first, the Permittee shall submit to the Department within 1 year, a plan and a schedule for continuing to maintain capacity at the facility sufficient to achieve the effluent limitations and other conditions of this permit. This plan shall address any of the following actions or any others necessary to meet this objective.

1. Analysis of the present design including the introduction of any process modifications that would establish the ability of the existing facility to achieve the effluent limits and other requirements of this permit at specific levels in excess of the existing design criteria specified in paragraph A above.
2. Reduction or elimination of excessive infiltration and inflow of uncontaminated ground and surface water into the sewer system.

3. Limitation on future sewer extensions or connections or additional wasteloads.
4. Modification or expansion of facilities necessary to accommodate increased flow or wasteload.
5. Reduction of industrial or commercial flows or waste loads to allow for increasing sanitary flow or wasteload.

The plan must meet the requirements of WAC 173-240-060, "Engineering Report," and be approved by the Department prior to any construction. The plan shall specify any contracts, ordinances, methods for financing, or other arrangements necessary to achieve this objective.

**C. Notification of New or Altered Sources**

The Permittee shall submit written notice to the Department whenever any new discharge or increase in volume or change in character of an existing discharge into the sewer is proposed which: (1) would interfere with the operation of, or exceed the design capacity of, any portion of the collection or treatment system; (2) would increase the total system flow or influent waste loading by more than 10 percent; (3) is not part of an approved general sewer plan or approved plans and specifications; or would be subject to pretreatment standards under 40 CFR Part 403 and Section 307(b) of the Clean Water Act. This notice shall include an evaluation of the system's ability to adequately transport and treat the added flow and/or wasteload.

**D. Infiltration and Inflow Evaluation**

1. The Permittee shall conduct two Infiltration and Inflow Evaluations. Plant monitoring records may be used to assess measurable infiltration and inflow. The following publications may be used for the evaluations:

(I) U.S.EPA publication, *I/I Analysis and Project Certification*, Publication No. 97-03. A copy may be obtained from the Publications Office, Department of Ecology, PO Box 47600, Olympia, WA 98504-7600; and

(II) *Infiltration-Inflow (I/I) Report Guidelines* available at the Department. A copy may be obtained from the Department of Ecology, Southwest Regional Office, P.O. Box 47775, Olympia, Washington 98504-7775.

2. Each report shall be prepared summarizing any measurable infiltration and inflow. The report shall contain a plan and a schedule for: (1) locating the sources of infiltration and inflow; and (2) correcting any significant problems.
3. The first report shall be submitted to the Department by **July 15, 2005**, and the second by **May 31, 2008**.

**E. Wasteload Assessment**

The Permittee shall conduct an assessment of its flow and waste load and submit a report to the Department by **July 15, 2005**, and an update by **May 31, 2008**. The report shall contain the following: an indication of compliance or noncompliance with the permit effluent limitations; a comparison between the existing and design monthly average dry weather and wet weather flows, peak flows, BOD, and total suspended solids loadings; and (except for the first report) the percentage increase in these parameters since the last annual report. The report shall also state the present and design population or population equivalent, projected population growth rate, and the estimated date upon which the design capacity is projected to be reached, according to the most restrictive of the parameters above. The interval for review and reporting may be modified if the Department determines that a different frequency is sufficient.

**S5. OPERATION AND MAINTENANCE**

The Permittee shall at all times be responsible for the proper operation and maintenance of any facilities or systems of control installed to achieve compliance with the terms and conditions of this permit.

**A. Certified Operator**

An operator certified for at least a Class I plant by the State of Washington shall be in responsible charge of the day-to-day operation of the wastewater treatment plant. An operator certified for at least a Class I plant shall be in charge during all regularly scheduled shifts.

**B. O & M Program**

The Permittee shall institute an adequate operation and maintenance program for their entire sewage system. Maintenance records shall be maintained on all major electrical and mechanical components of the treatment plant, as well as the

sewage system and pumping stations. Such records shall clearly specify the frequency and type of maintenance recommended by the manufacturer and shall show the frequency and type of maintenance performed. These maintenance records shall be available for inspection at all times.

**C. Short-term Reduction**

If a Permittee contemplates a reduction in the level of treatment that would cause a violation of permit discharge limitations on a short-term basis for any reason, and such reduction cannot be avoided, the Permittee shall give written notification to the Department, if possible, thirty (30) days prior to such activities, detailing the reasons for, length of time of, and the potential effects of the reduced level of treatment. This notification does not relieve the Permittee of their obligations under this permit.

**D. Electrical Power Failure**

The Permittee is responsible for maintaining adequate safeguards to prevent the discharge of untreated wastes or wastes not treated in accordance with the requirements of this permit during electrical power failure at the treatment plant and/or sewage lift stations either by means of alternate power sources, standby generator, or retention of inadequately treated wastes. The Permittee shall maintain Reliability Class II (EPA 430-99-74-001) at the wastewater treatment plant, which requires primary sedimentation and disinfection.

**E. Prevent Connection of Inflow**

The Permittee shall strictly enforce local sewer ordinances and not allow the connection of inflow (roof drains, foundation drains, etc.) to the sanitary sewer system.

**F. Bypass Procedures**

The Permittee shall immediately notify the Department of any spill, overflow, or bypass from any portion of the collection or treatment system.

The bypass of wastes from any portion of the treatment system is prohibited unless one of the following conditions (1, 2, or 3) applies:

1. Unavoidable Bypass -- Bypass is unavoidable to prevent loss of life, personal injury, or severe property damage. "Severe property damage" means substantial physical damage to property, damage to the treatment facilities which would cause them to become inoperable, or substantial and permanent loss of natural resources which can reasonably be expected to occur in the absence of a bypass.

If the resulting bypass from any portion of the treatment system results in noncompliance with this permit the Permittee shall notify the Department in accordance with condition S3.E "Noncompliance Notification."

2. Anticipated Bypass That Has The Potential to Violate Permit Limits or Conditions -- Bypass is authorized by an administrative order issued by the Department. The Permittee shall notify the Department at least thirty (30) days before the planned date of bypass. The notice shall contain: (1) a description of the bypass and its cause; (2) an analysis of all known alternatives which would eliminate, reduce, or mitigate the need for bypassing; (3) a cost-effectiveness analysis of alternatives including comparative resource damage assessment; (4) the minimum and maximum duration of bypass under each alternative; (5) a recommendation as to the preferred alternative for conducting the bypass; (6) the projected date of bypass initiation; (7) a statement of compliance with SEPA; (8) if a water quality criteria exceedance is unavoidable, a request for modification of water quality standards as provided for in WAC 173-201A-110; and (9) steps taken or planned to reduce, eliminate, and prevent reoccurrence of the bypass.

For probable construction bypasses, the need to bypass is to be identified as early in the planning process as possible. The analysis required above shall be considered during preparation of the engineering report or facilities plan and plans and specifications and shall be included to the extent practical. In cases where the probable need to bypass is determined early, continued analysis is necessary up to and including the construction period in an effort to minimize or eliminate the bypass.

The Department will consider the following prior to issuing an administrative order:

- a. If the bypass is necessary to perform construction or maintenance-related activities essential to meet the requirements of the permit.

- b. If there are feasible alternatives to bypass, such as the use of auxiliary treatment facilities, retention of untreated wastes, maintenance during normal periods of equipment down time, or transport of untreated wastes to another treatment facility.
- c. If the bypass is planned and scheduled to minimize adverse effects on the public and the environment.

After consideration of the above and the adverse effects of the proposed bypass and any other relevant factors, the Department will approve or deny the request. The public shall be notified and given an opportunity to comment on bypass incidents of significant duration, to the extent feasible. Approval of a request to bypass will be by administrative order issued by the Department under RCW 90.48.120.

- 3. Bypass For Essential Maintenance Without the Potential to Cause Violation of Permit Limits or Conditions -- Bypass is authorized if it is for essential maintenance and does not have the potential to cause violations of limitations or other conditions of the permit, or adversely impact public health as determined by the Department prior to the bypass.

**G. Operations and Maintenance Manual**

The Permittee shall send to the Department, by **May 31, 2008**, either an updated O & M Manual prepared by the Permittee in accordance with WAC 173-240-080 if substantial changes have occurred, or a confirmation letter stating that no substantial changes to the manual have occurred. The O&M Manual shall include:

- 1. Emergency procedures for plant shutdown and cleanup in event of wastewater system upset or failure;
- 2. Plant maintenance procedures; and,
- 3. The treatment plant process control monitoring schedule.

The approved Operations and Maintenance Manual shall be kept available at the treatment plant and all operators shall follow the instructions and procedures of this Manual.

**S6. RESIDUAL SOLIDS**

Residual solids include screenings, grit, scum, primary sludge, waste activated sludge and other solid waste. The Permittee shall store and handle all residual solids in such a manner so as to prevent their entry into state ground or surface waters. Residual solids shall be handled and disposed of in accordance with regulations in 40 CFR Part 503 (federal) and Chapter 173-308 WAC (State). The Permittee shall not discharge leachate from residual solids to state surface or ground waters.

**S7. PRETREATMENT**

**A. General Requirements**

The Permittee shall work with the Department to ensure that all commercial and industrial users of the publicly owned treatment works (POTW) are in compliance with the pretreatment regulations promulgated in 40 CFR Part 403 and any additional regulations that may be promulgated under Section 307(b) (pretreatment) and 308 (reporting) of the Federal Clean Water Act.

**B. Wastewater Discharge Permit Required**

The Permittee shall not allow significant industrial users (SIUs) to discharge wastewater to the Permittee's sewerage system until such user has received a wastewater discharge permit from the Department in accordance with Chapter 90.48 RCW and Chapter 173-216 WAC, as amended.

**C. Identification and Reporting of Existing, New, and Proposed Industrial Users**

1. The Permittee shall take continuous, routine measures to identify all existing, new, and proposed SIUs and potential significant industrial users (PSIUs) discharging or proposing to discharge to the Permittee's sewerage system (see Appendix B of Fact Sheet for definitions).
2. Within thirty (30) days of becoming aware of an unpermitted existing, new, or proposed industrial user who may be an SIU, the Permittee shall notify such user by registered mail that, if classified as an SIU, they shall be required to apply to the Department and obtain a State Waste Discharge Permit. A copy of this notification letter shall also be sent to the Department within this same 30-day period.



3. The Permittee shall also notify all PSIUs, as they are identified, that if their classification should change to an SIU, they shall be required to apply to the Department for a State Waste Discharge Permit within thirty (30) days of such change.

**D. Duty to Enforce Discharge Prohibitions**

1. In accordance with 40 CFR 403.5(a), the Permittee shall not authorize or knowingly allow the discharge of any pollutants into its POTW which cause pass through or interference, or which otherwise violates general or specific discharge prohibitions contained in 40 CFR 403.5 or WAC-173-216-060.
2. The Permittee shall not authorize or knowingly allow the introduction of any of the following into the its POTW:
  - a. Pollutants which create a fire or explosion hazard in the POTW (including, but not limited to waste streams with a closed cup flashpoint of less than 140 degrees Fahrenheit or 60 degrees Centigrade using the test methods specified in 40 CFR 261.21).
  - b. Pollutants which will cause corrosive structural damage to the POTW, but in no case discharges with pH lower than 5.0, or greater than 11.0 standard units, unless the works are specifically designed to accommodate such discharges.
  - c. Solid or viscous pollutants in amounts that could cause obstruction to the flow in sewers or otherwise interfere with the operation of the POTW.
  - d. Any pollutant, including oxygen demanding pollutants, (BOD, etc.) released in a discharge at a flow rate and/or pollutant concentration which will cause interference with the POTW.
  - e. Petroleum oil, nonbiodegradable cutting oil, or products of mineral origin in amounts that will cause interference or pass through.
  - f. Pollutants which result in the presence of toxic gases, vapors, or fumes within the POTW in a quantity which may cause acute worker health and safety problems.

- g. Heat in amounts that will inhibit biological activity in the POTW resulting in interference but in no case heat in such quantities such that the temperature at the POTW headworks exceeds 40°C (104°F) unless the Department, upon request of the Permittee, approves, in writing, alternate temperature limits.
  - h. Any trucked or hauled pollutants, except at discharge points designated by the Permittee.
  - i. Wastewaters prohibited to be discharged to the POTW by the Dangerous Waste Regulations (Chapter 173-303 WAC), unless authorized under the Domestic Sewage Exclusion (WAC 173-303-071).
- 3. All of the following are prohibited from discharge to the POTW unless approved in writing by the Department under extraordinary circumstances (such as a lack of direct discharge alternatives due to combined sewer service or the need to augment sewage flows due to septic conditions):
  - a. Noncontact cooling water in significant volumes.
  - b. Stormwater and other direct inflow sources.
  - c. Wastewaters significantly affecting system hydraulic loading, which do not require treatment, or would not be afforded a significant degree of treatment by the system.
- 4. The Permittee shall notify the Department if any industrial user violates the prohibitions listed in this section.

## GENERAL CONDITIONS

### G1. SIGNATORY REQUIREMENTS

All applications, reports, or information submitted to the Department shall be signed and certified.

- A. All permit applications shall be signed by either a principal executive officer or a ranking elected official.
- B. All reports required by this permit and other information requested by the Department shall be signed by a person described above or by a duly authorized representative of that person. A person is a duly authorized representative only if:
  - 1. The authorization is made in writing by a person described above and submitted to the Department, and
  - 2. The authorization specifies either an individual or a position having responsibility for the overall operation of the regulated facility, such as the position of plant manager, superintendent, position of equivalent responsibility, or an individual or position having overall responsibility for environmental matters. (A duly authorized representative may thus be either a named individual or any individual occupying a named position.)
- C. Changes to authorization. If an authorization under paragraph B.2. above is no longer accurate because a different individual or position has responsibility for the overall operation of the facility, a new authorization satisfying the requirements of B.2. must be submitted to the Department prior to or together with any reports, information, or applications to be signed by an authorized representative.
- D. Certification. Any person signing a document under this section shall make the following certification:

"I certify under penalty of law, that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system or those persons directly responsible for gathering information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

**G2. RIGHT OF ENTRY**

The Permittee shall allow an authorized representative of the Department, upon the presentation of credentials and such other documents as may be required by law:

- A. To enter upon the premises where a discharge is located or where any records must be kept under the terms and conditions of this permit;
- B. To have access to and copy at reasonable times any records that must be kept under the terms of the permit;
- C. To inspect at reasonable times any monitoring equipment or method of monitoring required in the permit;
- D. To inspect at reasonable times any collection, treatment, pollution management, or discharge facilities; and
- E. To sample at reasonable times any discharge of pollutants.

**G3. PERMIT ACTIONS**

This permit shall be subject to modification, suspension, or termination, in whole or in part by the Department for any of the following causes:

- A. Violation of any permit term or condition;
- B. Obtaining a permit by misrepresentation or failure to disclose all relevant facts;
- C. A material change in quantity or type of waste disposal;
- D. A material change in the condition of the waters of the state; or
- E. Nonpayment of fees assessed pursuant to RCW 90.48.465.

The Department may also modify this permit, including the schedule of compliance or other conditions, if it determines good and valid cause exists, including promulgation or revisions of regulations or new information.

**G4. REPORTING A CAUSE FOR MODIFICATION**

The Permittee shall submit a new application, or a supplement to the previous application, along with required engineering plans and reports, whenever a material change in the quantity or type of discharge is anticipated which is not specifically

authorized by this permit. This application shall be submitted at least 60 days prior to any proposed changes. Submission of this application does not relieve the Permittee of the duty to comply with the existing permit until it is modified or reissued.

**G5. PLAN REVIEW REQUIRED**

Prior to constructing or modifying any wastewater control facilities, an engineering report and detailed plans and specifications shall be submitted to the Department for approval in accordance with Chapter 173-240 WAC. Engineering reports, plans, and specifications should be submitted at least 180 days prior to the planned start of construction. Facilities shall be constructed and operated in accordance with the approved plans.

**G6. COMPLIANCE WITH OTHER LAWS AND STATUTES**

Nothing in the permit shall be construed as excusing the Permittee from compliance with any applicable federal, state, or local statutes, ordinances, or regulations.

**G7. DUTY TO REAPPLY**

The Permittee must apply for permit renewal at least one (1) year prior to the specified expiration date of this permit.

**G8. REMOVED SUBSTANCES**

Collected screenings, grit, solids, sludges, filter backwash, or other pollutants removed in the course of treatment or control of wastewaters shall not be resuspended or reintroduced to the final effluent stream for discharge to state waters.

**G9. TOXIC POLLUTANTS**

If any applicable toxic effluent standard or prohibition (including any schedule of compliance specified in such effluent standard or prohibition) is established under Section 307(a) of the Clean Water Act for a toxic pollutant and that standard or prohibition is more stringent than any limitation upon such pollutant in the permit, the Department shall institute proceedings to modify or revoke and reissue the permit to conform to the new toxic effluent standard or prohibition.

**G10. OTHER REQUIREMENTS OF 40 CFR**

All other requirements of 40 CFR 122.41 and 122.42 are incorporated in this permit by reference.

**G11. ADDITIONAL MONITORING**

The Department may establish specific monitoring requirements in addition to those contained in this permit by administrative order or permit modification.

**G12. PAYMENT OF FEES**

The Permittee shall submit payment of fees associated with this permit as assessed by the Department. The Department may revoke this permit if the permit fees established under Chapter 173-224 WAC are not paid.

**G13. PENALTIES FOR VIOLATING PERMIT CONDITIONS**

Any person who is found guilty of willfully violating the terms and conditions of this permit shall be deemed guilty of a crime, and upon conviction thereof shall be punished by a fine of up to ten thousand dollars and costs of prosecution, or by imprisonment in the discretion of the court. Each day upon which a willful violation occurs may be deemed a separate and additional violation.

Any person who violates the terms and conditions of a waste discharge permit shall incur, in addition to any other penalty as provided by law, a civil penalty in the amount of up to ten thousand dollars for every such violation. Each and every such violation shall be a separate and distinct offense, and in case of a continuing violation, every day's continuance shall be and be deemed to be a separate and distinct violation.